

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ELKHART )

IN THE ELKHART CIRCUIT COURT  
CAUSE NO. 20C01-0403-PL-00150

STATE OF INDIANA,

Plaintiff,

v.

CHRIS PUNTNEY,

Defendant.

FILED

AUG 11 2004

CLERK OF ELKHART CIRCUIT COURT

**DEFAULT JUDGMENT AGAINST CHRIS PUNTNEY**

The Plaintiff, State of Indiana, having filed its Motion for Default Judgment Against Chris Puntney and the Court having read the same and being duly advised in the premises, now finds:

1. The Court has subject matter jurisdiction and personal jurisdiction over the Defendant, Chris Puntney.
2. The Defendant was served with notice of these proceedings and a copy of the Complaint for Injunction, Restitution, Costs and Civil Penalties.
3. The Defendant has failed to appear, plead, or otherwise respond to the complaint.
4. The Defendant is not an infant, incompetent, or in military service.

**THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED** that the Motion for Default Judgment is **GRANTED** in favor of the Plaintiff, State of Indiana, and against the Defendant, Chris Puntney, and pursuant to Indiana Code § 24-5-0.5-4(c)(1), the Defendant is permanently enjoined from engaging in the following:

- a. representing expressly or by implication that the subject of a consumer transaction has sponsorship, approval, characteristics, accessories, uses, or benefits it does not have which the Defendant knows or reasonably should know it does not have;

b. representing expressly or by implication that the Defendant is able to deliver or complete the subject of a consumer transaction within a reasonable period of time, when the Defendant knows or reasonably should know that he can not; and

c. representing expressly or by implication that a consumer will be able to purchase the subject of a consumer transaction as advertised by the Defendant, if the Defendant does not intend to sell it.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that judgment is entered for the Plaintiff, State of Indiana, against the Defendant, Chris Puntney, as follows:

a. The contracts previously entered into by the Defendant with consumers Paul Hankins, Anna Luna, Arturo Rabanal, Tim Truesdell, Polly Smith, Crystal Martin, Nick Barkhurst, Luan Bui, Steve Pasowicz, Dustin Weller, Erin Dooley, Emily Chon, Astrid Franco, Timothy Hildreth, Julie Lasky and Kwan Chan, are cancelled pursuant to Ind. Code § 24-5-0.5-4(d);

b. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), for Paul Hankins, in the amount of Nine Hundred Twenty-Seven Dollars (\$927.00), payable to the Office of the Attorney General;

c. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), for Anna Luna, in the amount of Sixty-Six Dollars (\$66.00), payable to the Office of the Attorney General;

d. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), for Arturo Rabanal, in the amount of Ninety-Seven Dollars and Sixty-Nine Cents (\$97.69), payable to the Office of the Attorney General;

e. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Tim Truesdell, in the amount of Eight Hundred Seventy-Five Dollars (\$875.00), payable to the Office of the Attorney General;

f. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Polly Smith, in the amount of Two Hundred Fifty Dollars (\$250.00), payable to the Office of the Attorney General;

g. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Crystal Martin, in the amount of Eight Hundred Sixteen Dollars (\$816.00), payable to the Office of the Attorney General;

h. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Nick Barkhurst, in the amount of One Hundred Seventy-Three Dollars and Thirty-Two Cents (\$173.32), payable to the Office of the Attorney General;

i. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Luan Bui, in the amount of One Hundred Fifty Dollars (\$150.00), payable to the Office of the Attorney General;

j. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Steve Pasowicz, in the amount of One Hundred Fifty Dollars (\$150.00), payable to the Office of the Attorney General;

k. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Dustin Weller, in the amount of Three Hundred Dollars (\$300.00), payable to the Office of the Attorney General;

l. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Erin Dooley, in the amount of One Hundred Fifty Dollars (\$150.00), payable to the Office of the Attorney General;

m. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Emily Chon, in the amount of One Hundred Fifty Dollars (\$150.00), payable to the Office of the Attorney General;

n. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Astrid Franco, in the amount of One Hundred Fifty Dollars (\$150.00), payable to the Office of the Attorney General;

o. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Timothy Hildreth, in the amount of One Hundred Seventy-Five Dollars (\$175.00), payable to the Office of the Attorney General;

p. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Julie Lasky, in the amount of Six Hundred Dollars (\$600.00), payable to the Office of the Attorney General;

q. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), to consumer Kwan Chan, in the amount of Forty-Two Dollars and Ninety-Five Cents (\$42.95), payable to the Office of the Attorney General;

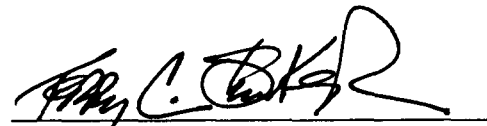
r. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), for Ken Baldwin of Roscoe, Illinois, in the amount of Nine Hundred and Eight Dollars and Seventy-Five Cents (\$908.75), payable to the Office of the Attorney General;

s. The Defendant shall pay consumer restitution pursuant to Ind. Code § 24-5-0.5-4(c)(2), for Robert Maynard of New Windsor, Maryland, in the amount of Four Hundred and Ten Dollars and Eighty Cents (\$410.80), payable to the Office of the Attorney General;

t. The Defendant shall pay the Office of the Attorney General its costs in investigating and prosecuting this action, pursuant to Ind. Code § 24-5-0.5-4(c)(3), in the amount of Six Hundred Eighty-Four Dollars and Six Cents (\$684.06); and

**For a total monetary judgment in the amount of Seven Thousand and Seventy-Six Dollars and Fifty-Seven Cents (\$7,076.57).**

**ALL ORDERED, ADJUDGED AND DECREED** on this 16<sup>th</sup> day of August, 2004.

  
Judge, Elkhart Circuit Court

Distribution:

Terry Tolliver  
Office of the Attorney General  
302 W. Washington Street, IGCS 5th Floor  
Indianapolis, IN 46204

Chris Puntney  
58755 Vista Blvd., Apt J  
Elkhart, IN 46517